

w/b

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

FILED	
DATE <u>7-29-11</u>	10:31 o'clock <u>A</u> .M.
Sandra K Markham, Clerk	
BY: RHONDI HAGEN	
Deputy	

DIVISION PRO TEM B

SANDRA K MARKHAM, CLERK

HON. WARREN R. DARROW

BY: R. Hagen, Deputy Clerk

CASE NO. V1300CR201080049

DATE: July 29, 2011

TITLE:
STATE OF ARIZONA,

COUNSEL:
Yavapai County Attorney
By Sheila Polk
Bill Hughes
(Via OnBase)
(For Plaintiff)

(Plaintiff)

v.

JAMES ARTHUR RAY,

(Defendant)

Thomas K. Kelly
(Via Electronic Mail)
(For Defendant)
and
Luis Li/Brad Brian/Truc Do/Miriam Seifter
MUNGER TOLLES & OLSON LLP
(Via Electronic Mail)

(For Defendant *Pro Hac Vice*)

HEARING ON:	NATURE OF PROCEEDINGS	COURT REPORTER
TELEPHONIC STATUS CONFERENCE		Mina Hunt

START TIME: 10:09 a.m.

TELEPHONIC APPEARANCES:

- Sheila Polk, Counsel for State
- Bill Hughes, Co-Counsel for State
- Detective Ross Diskin, Case Agent
- Kathy Durrer, State's Assistant
- Tom Kelly, Counsel for Defendant
- Luis Li, *Pro Hac Vice* Counsel for Defendant
- Truc Do, *Pro Hac Vice* Counsel for Defendant
- Mark Duncan
- Lily Clark
- Bob Magnanini
- Bob Brown
- Pam Moreton, Victim Services

Defendant's appearance is waived.

The Court **confirms** the Oral Argument on Pending Motion for New Trial on August 16, 2011 at 10:00 a.m. with the full day allotted. The Court will not combine presentence hearing material with this oral argument hearing.

Defense has made a request for three days to conduct the presentence hearing. Defense Counsel addresses the Court regarding the reasons for the three-day request. Discussion ensues.

Defendant waives time for sentencing.

Court and Counsel discuss availability and scheduling for sentencing. The Court is advised that Defense Counsel have a conflict with August 19th through 30th, 2011. The State requests the sentencing occur in the month of August. Discussion ensues.

The Court will set the time for sentencing by separate notice from the Division.

END TIME: 10:31 a.m.

THEREAFTER, off the record, the Court directs that the FTR Recordings be preserved for this hearing and future hearings held in this matter through and including completion of Sentencing.

THEREAFTER, off the record, IT IS ORDERED setting Presentence Hearing on September 19, 20, 21, 22 and 23, 2011 commencing at 9:00 a.m. each day in this Division. The time allotted for Presentence Hearing shall be split evenly between the Parties.

IT IS FURTHER ORDERED setting Sentencing on September 26, 2011 at 2:30 p.m. in this Division.

cc: Gallagher & Kennedy, P.C., Counsel for Shore Family (e)
Murphy, Schmitt, Hathaway & Wilson, PLLC, Co-Counsel for Brown Family (e)
Stone & Magnanini, Co-Counsel Brown Family (e)
Aspey, Watkins & Diesel, PLLC, Counsel for Neuman Family (e)
Steptoe & Johnson, Counsel for KPNX Broadcasting Company, TruTV and In Session (e)
Perkins, Coie, Brown & Bain, Counsel KTVK-TV (e)
Division PTB (e)
Victim Services (e)
Adult Probation Department (e)
Court Administration
Customer Service Supervisor, Camp Verde Superior Court Building
Donna McQuality, Supervisor, Superior Court, Prescott